Santa Rosa County Sheriff's Office
Sheriff Bob Johnson

CITIZEN COMPLAINT

Please Print

Date and time of this complaint: 4/22/18   Incident #: **CAD# 18CAD042869**

Reference Complaint #: **18-024**   Deputy Taking Complaint: Lt. S. Phillips   ID #: 78/19

Complainant: JESÚS   Angel   Rios
             First   Middle   Last

Address: 622 N 63rd Ave   Pensacola, FL   32506
         Street   City   State   Zip Code

Home Phone: _____   Work Phone: _____   Cell Phone: (850)356-7045

Date and time incident occurred: 4-22-18   6:45pm

Location/Address of occurrence: Gulf Breeze Hospital

Employee(s) involved in allegations(s): Sgt. Matt Spratt   ©**COPY**

Witness: SEE ATTACHED WITNESS STATEMENTS.
         Name   Street Address   City/State   Home Phone   Work Phone

(List additional witnesses in narrative.)

Nature of Allegation(s): I was pulled over right after National Seashore by Officer Spratt. I pulled over in the parking lot of the Hospital. The Officer came to the passenger vehicle and started yelling at me because I pulled into the parking lot and not in the entrance of the hospital. He told me he pulled me over because the registration on my cousin's car from Pennsylvania was expired. After his tone of yelling at me in front of my son, I decided to record him on my phone which was on the middle arm rest. He then began yelling more for me not to touch my phone when I told him I have a right to record him since he was acting the way he was. He asked me a question while I was talking to my son and with a tone very angry said "did you hear what I said" I then tried to record again on my phone and he said he was going to take it as a threat and use his gun. I knew my rights and had my 5 year old son with me.

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Findings: _see attached inquiry._

Actions Taken: _None. Submitted for Admin. review._

Final Clearance:

_____ Exonerated   Proper conduct, An incident occurred as described, but the member was found not to be negligent or at fault.

_____ Sustained   (Improper Conduct): The investigation revealed sufficient facts that the allegation(s) were found to be true.

X   Not Sustained   The investigation discloses insufficient evidence to clearly prove or disprove the allegation.

_____ Unfounded   The investigation revealed sufficient facts to indicate that the incident did not occur.

_____ Partially Sustained   The incident has two or more allegations, and at least one of the allegations is sustained.

_____ Violation not based on original Complaint: Investigation discloses violation(s) not mentioned in the initial allegation.

Complaint Notification of Findings:

Date: _04/26/18_   By: _LT. M.A. JAMES /_

Comments: _____

_____ Please check here if the complainant refuses to have personal contact by a deputy.

    I do hereby affirm that the information provided by me is true and complete to the best of my knowledge and belief. I understand That any false, misleading or untrue statements, accusations of allegations, herein made by me, either orally or in writing, to any person(s) investigating this complaint, may subject me to civil and/or criminal liability under Florida State Statute 837.06, "Whoever knowingly makes false statement in writing with the intent to mislead a public servant in the performance of his official duty shall be guilty of a misdemeanor of the second degree punishable by a definite term of imprisonment not exceeding 60 days and a fine of $500.00."

    "Any person who is a participant in an internal investigation, including the complainant, the subject of the investigation, the investigator conducting the investigation and any witnesses in the investigation, who willfully disclose any information obtained pursuant to the agency's investigation, including, but not limited to the identity of the deputy under investigation, the nature of the questions asked, information revealed or documents furnished in connection with a confidential internal investigation or any agency before such complaint, document, action or proceeding becomes public record as provided in the section, commits a misdemeanor of the first degree, punishable as provided in F.S.S. 775.082 or F.S.S. 775.083." Florida State Statute 112.533 (Penalty: up to 1 year in jail and/or up to $1000.00 fine)

I hereby acknowledge that I have read the preceding and understand its provisions.

Signed: _____

Sworn to and subscribed before me this _22_ day of _April_ , 20_18_

Witness: _LT. S. ____, 79/19_
    (Per F.S.S. 117.10)